1 2 3 4 5 6 UNITED STATES DISTRICT COURT 7 WESTERN DISTRICT OF WASHINGTON AT SEATTLE 8 CONNECTU LLC, NO. 9 Plaintiff, DECLARATION OF JOHN TAVES IN SUPPORT OF MOTION TO QUASH 10 SUBPOENA DUCES TECUM v. 11 MARK ZUCKERBERG, EDUARDO SAVERIN, DUSTIN MÓSKOWITZ. Relating to USDC District of Massachusetts Civil Action 12 ANDREW MCCOLLUM, CHRISTOPHER 13 HUGHES, THE FACEBOOK, INC, No. 2004-11923 DPW 14 Defendants. 15 MARK ZUCKERBERG, THE FACEBOOK, 16 INC., 17 Plaintiff-in-Counterclaim, 18 ٧. 19 CONNECTU LLC, 20 Defendant-in-Counterclaim, 21 and 22 CAMERON WINKLEVOSS, TYLER WINKLEVOSS, DIVYA NARENDRA, 23 Additional 24 Defendants-in-Counterclaim. 25 DECLARATION OF JOHN TAVES IN SUPPORT OF MOTION TO Williams, Kastner & Gibbs PLLC Two Union Square, Suite 4100 (98101-2380) QUASH SUBPOENA DUCES TECUM - 1 Mail Address: P.O. Box 21926 Seattle, Washington 98111-3926 (206) 628-6600 1923002.1

 I, John Taves, hereby declare and state as follows:

- 1. I am the principal owner, director and officer of Pacific Northwest Software, Inc. ("PNWS"). I am an authorized records custodian of Pacific Northwest Software, Inc. I make this declaration based upon personal knowledge.
- 2. I was served with a subpoena duces tecum by Facebook for the production of documents relating to my former customer, ConnectU, LLC in *ConnectU v. Facebook, Inc., et al.*, Cause Number 1:04-CV-11923, USDC District of Massachusetts on or about September 28, 2006. *See* Exhibit A.
- 3. PNWS offers custom software and web development for companies. PNWS performed development services for ConnectU, LLC from December 2004 through June 2006.
- 4. I executed records custodian affidavits as to requests 1, 2 and 4 of the subpoena duces tecum. After searching the files and back-up server for PNWS, no responsive documents were located. *See* Exhibit B.
 - 5. PNWS did not start working for ConnectU until late December 2004.
- 6. The communications that Facebook seeks in the subpoena duces tecum include all communications that PNWS had with ConnectU, without any date restriction. There are over 500 documents that were pulled from the server that may include communications involving ConnectU. These communications involve confidential, proprietary matters. The requests are overbroad in that they also seek documents that while they reference ConnectU, also include confidential, proprietary information regarding some of PNWS's other clients. These documents include materials that would disclose PNWS marketing strategies, business

DECLARATION OF JOHN TAVES IN SUPPORT OF MOTION TO QUASH SUBPOENA DUCES TECUM - 2

Williams, Kastner & Gibbs PLLC Two Union Square, Suite 4100 (98101-2380) Mail Address: P.O. Box 21926 Seattle, Washington 98111-3926 (206) 628-6600 strategies and other financial and business information. Such information would need to be redacted prior to disclosure.

7. Facebook also seeks billing records and invoices regarding ConnectU. Payment was handled through wire transfers and would include the disclosure of confidential financial information of both ConnectU and PNWS.

The foregoing statement is made under penalty of perjury under the laws of the State of Washington and is true and correct.

Signed at Redmond, Washington, this 26th day of October, 2006.

JOHN TAVES

DECLARATION OF JOHN TAVES IN SUPPORT OF MOTION TO QUASH SUBPOENA DUCES TECUM - 3

Williams, Kastner & Gibbs PLLC Two Union Square, Suite 4100 (98101-2380) Mail Address: P.O. Box 21926 Seattle, Washington 98111-3926 (206) 628-6600

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EXHIBIT A

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US LEGAL DUPPORT

PAGE 82/26

Reference Number# 00352462-05

U.S. LEGAL SUPPORT

X Calabases C32: Les Virgenss Road Calabasso: CA V1302 Phoon: 8:8-878-3008 Fax. 818-878-9851

San Diego 1751 Hosel Circle South, Suits 230 Sen Diego, CA 92108 Phoon, 519-203-3583 282 019 292 3084

Pasadena 27 N. Madism Ave., Suin 104 Pasadena, CA 91101 Phose: 676-397-9690 Pax: 626-397-9694

Inland Empire 1420 S. Cooley Drive. Suite 192 Celtas, C& 92324 Pione: 909-872-8787 Pen: 300-872-8882

Santa Monica 72); Ocean Park, Sude 108 Santa Mosica, CA 99403 Piccas: 310-399-6414 Pax: 310-096-1764

J Orange County

Sacramento 1339 Hadro Blv4 Sute 207 West Sacramento, CA 9369: Phone: 918-572-2202 Pax: 916-372/2077

DUE: 10/11/06

San Francisco 50, Ser Francisco, CA 94080 Phone: 650-873-9188 Fax: 650-873-9188

NOTICE TO PARTIES BEING SUBPOENAED

TO THE CUSTODIAN OF RECORDS OF:

Pacific Northwest Software 2210 177th Place NE Redmond, WA 98052

RECORDS REGARDING

Connectu DOS: SSN:

RECORDS SOUGHT:

Obtain all documents and records, including all communications that refer to, relate to, or reflect the organization or membership of ConnectU LLC. Divya Numudia, sic. SEE ATTACHMENT A AND B FOR DETAILS

1) Remember to sign the enclosed Declaration of Custodian of Records form.

2) Please include our reference number, 00352462-06, on all correspondence.

You may satisfy the provisions of this subpoens by complying with any one of the following instructions:

- Allow U.S. LEGAL SUPPORT to photocopy the requested records.
- 2) Appear at the scheduled time and place, bringing with you the originals of all of the records described in the subpoena.
- 3) Mail your response to our attention, taking the following steps:

a. Copy the requested records (or duplicate the requested items or materials). If no such records or materials, go to step c.

b. Contact U.S. LEGAL SUPPORT prior to sending the records if there are any additional fees for producing the records or materials.

c. Complete the declaration form (the last page in the subpoena packet sent to you) to indicate the records and/or items being sent, or to indicate that you have none of the records and/or items requested if they do not exist.

d. Mail records to the field office whose address is checked off at the top of this notice. Please make sure to include our reference munber (found in the upper right hand corner of this notice) on all correspondence you send.

WHEN THE AFOREMENTIONED RECORDS ARE AVAILABLE TO BE COPIED, PLEASE CONTACT THE OFFICE INDICATED ABOVE.

IF YOU HAVE ANY QUESTIONS REGARDING THE ATTACHED SUBPOENA OR HOW TO RESPOND, PLEASE FEEL FREE TO GIVE US A CALL.

DUE: 10/11/06 Reference Number# 00362462-06

Case 2:06-cv-01640-JLR Document 1-2 Filed 10/26/06 Page 6 of 21

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US LEGAL SUPPORT

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Issued by the

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF WASHINGTON COMMECTULLC SUBPORNA IN A CIVIL CASE ٧. FACEBOOK, INC., ET AL Case Number: 1:04-CV-11923 USDC District of Massachmenn TO: Pacific Northwest Scriwere 2210 177th Place NE Redgeood WA 98052 YER ARE COMMANDED to appear in the United States District court at the place, date, and time specified below to beauty in the above case. COMMERCES PLACE OF TESTIMONY DATE AND THE YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition ness: avorte aft ui. DATE AND THAT PLACE OF DEPOSITION October 18, 2006, 9:00 s.m. Onick, Herringson & Sutcliffe LLP, 719 Second Avenue, Suite 9(6), Seattle, WA YOU ARE COMMANDED to produce and permit impertion and copying of the following documents or objects at the place, date, and time specified below (list documents or objects): See Anachment A DATE AND TIME 23.65E October 11, 2006, 9600 a.ss. Orrick, Henringson & Smelifie LLP, 719 Second Avenue, Suite 900, Seattle, WA VOU ARE COMMANDED to permit impertion of the following premises at the date and time specified below. DAYS AND THES encine s Any reganization and a party to this suit that is subported the the tribing of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each prison designated, the matters on which the person will nestify. Federal Bulas of Civil Procedure, 30(b)(6). INCOMPONICO SI INDESENDADNO TICO (CINCATE O ETOMORE POR PLANTIO (IL IMPURDADI) 277.03 September 26, 2006 TESCOSO GENERAL HAME, ADDRESS AND PROME TO BOOK Theresa A. Sutton, Counsel for Defendants Facebook, Zunkerberg, Moskovitz, McCollum, and Hagines - (Tal-650.614.7400) Orrick, Herriagum & Sateliffe LLP 1000 Marsh Road, Menio Park, CA 94625 (San Page 48, Federal Reiss of Civil Procedure, Paris C & D on sext page)

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LO PROTECTION OF PERSONS SUBJECT TO SUBPLESSAS.

- (1) A party or an animally proposable for the contents and service of a subscense shall take reasonable steps to avoid impressing under barden or expense on a greater subject to that subposes. The train in belief of which he subposes was insect shall enforce this duty and impose upon the party or attention in trace of this duty an appropriate saution which may include, but is not limited to, but comings and reasonable attention's ise.
- (3) (A) A person communited to produce and permit inspection and copying of designated backs, papers, decembers or languist things, or important of premises need the appear in person at the place of production or inspection union community to appear for deposition, bearing or use.
- (b) Subject to perspaph (d) (X) of this rate, a person homomories to produce and person amportant and respecting may, which is days after sorvice of produce and person to before the first specified for compliance of such these is less than it deposits after the person of such the facilities of important or complete of interest and control or person or all of the designant authorise or of the produces. If objection is produce, the person arrange for authorise accept persons to some by which he endperson was been if objection has been as ordered if the court by which he endperson was been been if the person arrange in a subject was been such as the person commended to produce, more at any limit for an order to compet the production, four is referred to complete the production facilities of an endperson which is required to the person of the competition and impring party from any officer expense resulting from the inspection and impring
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- (1) A person responding to a subpress to printing documents that produce them as they are legal in the sound corner of business of shall organize and label them to correspond with the subgrates in the domaid.
- (2) When information subject to a subpartial is withhold us if claim that is in privileged or subject to privileged or subject to privileged or subject to privileged or subject to provide the subject to the claim shall be supported by a description of the same of the bounced, constraints according to contact the claim.

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US LEGAL SUPPORT

PAGE 85/25

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS

CONNECTULLC,

Plaintiff's.

٧.

MARK ZUCKERBERG, EDUARDO SAVERIN, DUSTIN MOSKOVITZ, ANDREW MCCOLLUM, CHRISTOPHER HUGHES, and FACEBOOK, INC.,

Defendants.

MARK ZUCKERBERG, and FACEBOOK, INC.,

Counterclaimants,

٧.

CONNECTULLC.

Counterdefendant,

ಚಾರ

CAMERON WINKLEVOSS, TYLER WINKLEVOSS, 2000 DIVYA NAKENDRA,

Additional Counterdefendants.

CIVIL ACTION NO. 1:04-CV-11923 (DPW)

AMENDED NOTICE OF SUBPOENA TO PACIFIC NORTHWEST SOFTWARE

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE THAT pursuant to Rules 30 and 45 of the Federal Rules of Civil Procedure Defendant and Counterclaimant Facebook, inc. will take, by oral examination, the deposition of Pacific Nordowest Software, which will commence on October 18, 2006, at 9:00 A.M. at the law offices of Orrick, Herrington & Sutcliffe LLP, 719 Second Avenue, Scattle, Washington, or at a time and place agreed upon by counsel. The deposition will continue from day to day until completed. The testimous of Pacific Northwest

NOTICE OF SUBPOSNA TO PACIFIC NORTHWEST SOFTWARE

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Software will be recorded by video, as well as stenographic means including the instant visual display of testimony. The deposition will be taken before an officer authorized by law to administer paths pursuant to Rule 28 of the Federal Rules of Civil Procedure.

Pursuant to Rule 30(b)(6) of the Federal Rules of Civil Procedure, Pacific

Northwest Software shall designate one or more officers, directors, agents, employees or other

persons who have knowledge of and will to restify on behalf of Pacific Northwest Software with

respect to the subjects specified in Attachment D.

PLEASE TAKE FURTHER NOTICE that pursuant to Rule 45 of the Federal Rules of Civil Procedure, Facebook will request that Pacific Northwest Software produce the documents identified in Attachment A to the subpoens for inspection and copying on October 11, 2006, at the address listed in the subpoens. A true and correct copy of the subpoens is attached.

Dated: September 26, 2006

Theress A. Sunton (Admitted Pro Hac Vice)
ORRICK, HERRINGTON & SUTCLISTELLP

1000 Marsh Road Mento Park, CA 94025

Telephone: (650) 614-7400

Facsimile: (650) 614-7401

PROSKAUER ROSE, LLP One International Plaze, 14th Floor

Boston, MA 02110-2600

Telephone: (617) 526-9600 Facsimile: (617) 526-9899

Attorneys for Mark Zuckerberg, Dustin Moskovitz, Andrew McCollum, Christopher Hughes, and Facebook, Inc. 1885 18:86 818-878-9851

US LEGAL SUPPORT

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Aitachment A

- All communications that refer to, relate to, or reflect the organization or membership of ConnectU LLC as of September 2, 2004, including all communications with any party representing ConnectU LLC or www.connectu.com which reflects worked performed for ConnectU LLC or the responsibilities of that party to ConnectU LLC.
- All communications that refer to Divya Narendra (including as a recipient of any such communication) and that summarize, describe, refer or relate to ConnectU LLC, www.commects.com, or HarvardConnection.
- All communications between you and HarverdConnection; iMarc, LLC; ConnectU, LLC; ConnectU, Inc.; Cameron Winklevose; Tyler Winklevose; Howard Winklevose; and/or Marin Antonelli.
- All communications that summarize, describe or refer to the formation and membership of ConnectULLC or Hurvard Connection.
- 5. All handwritten notes, billing records, emails, electronic communications, or the like, which refer or relate to ConnectU LLC, www.connectu.com, www.facebook.com, and/or TheFacebook.
- All billing or similar records for worked performed for, on behalf of, or by. Harvard Connection, Connect! LLC, and/or www.connectu.com, including the dates of such work.
- All communications that summarize the role of Winklevors Consultants, Inc.
 Winklevors Technologies, LLC or Winklevors LLC, to the extent that such
 communications also concern Harvard Connection, Connectly LLC or
 www.connectu.com.

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US LEGAL SUPPORT

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Attachment B

Topics for Deposition

- The creation of, authenticity of, location of, attempt to identify, and efforts to locate and produce all documents identified in Attachment A of this subposus duces tecum.
- 2. Communications regarding the organization or membership of ConnectU LLC as of September 2, 2004, including all communications with any party representing ConnectU LLC or www.connectu.com which reflects worked performed for ConnectU LLC or the responsibilities of that party to ConnectU LLC.
- Communications regarding Divya Norendra and ConnectU LLC, www.connects.com, or HarvardConnection.
- Communications between you and HarvardConnection; iMarc, LLC; ConnectU, LLC; ConnectU, Inc.; Cameron Winklevoss; Tyler Winklevoss; Howard Winklevoss; and/or Maria Antonelli.
- Communications regarding the formation and membership of ConnectU LLC or Harvard Connection.
- Corporate (including, without limitation, noise, billing, or financial) records that refer to ConnectU LLC, www.connectu.com, www.facebook.com, TheFacebook, and/or Harvard Connection.
- Your relationship with, including any work you performed for Connectiful.C., www.connectu.com, and Harvard Connection.
- Communications regarding Winklevess Consultants, Inc., Winklevess
 Technologies, LLC or Winklevess LLC, to the extent that such communications
 also concern Harvard Connection, ConnectU LLC or www.connectu.com.

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US LEGAL SUPPORT

PAGE 10/25

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.S. LEGAL SUPPORT +232-1 Las Virgenes Road. Suite 100, Calabasas, California 91302 PHONE: (818) 878-9227 FAX:(818) 878-9861

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DECLARATION OF CUSTODIAN OF RECORDS

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US LEGAL SUPPORT

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Issued by the

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF WASHINGTON COMMECTULLO SUBPOENA IN A CIVIL CASE ٧. facebook, inc., et al 1:04-CV-11923 Caxe Number: USDC District of Masosciesous TO: John Taves 1514 233rd Place, NE #1 Sessmannish, Washington 98074 YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below to testify in the above case. PLACE OF TESTEMONY SMIT GIVE KEEKS YOU ARE COMMANDED to appear at the place, date, and time specified below to tenify at the taking of a deposition in the above case. WAXII AND TIME MACH OF DEPOSITION October 18, 2006, 1:00 p.m. Orrick, Herrington & Scieliffe LEP, 719 Second Avenue, Suite 990, Seattle, WA YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list decomments or objects): See Attachment A DATE ARCH TOAR 2243 October 11, 2006, 9:00 s.m. Orrick, Herriagnon & Smellife LLP, 719 Second Avenue, Suite 900, Seartle, WA YOU ARE COMMANDED to permit impression of the following premises at the date and time specified below. SATE ASSI THAS 2233.8358<u>1</u>8 Any organization not a party to this suit that is subported for the taking of a deposition shall designate our or more officers. directors, or managing agents, or other persons who consern to untify on its behalf, and may see finite, for each possess designated, the matters on which the person will testify. Peteral Rules of Civil Procesions. 16(b)(8). **554.73** September 26, 2006 NABO NA BOOK TOOK SEEDENG Theresa A. Sunon, Counsel for Defendants Facebook, Zuckerberg, Moskovitz, McCollum, and Hughes — (Tel: 650.514.7400) Orrick, Herrington & Sweliffe LLP

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US LEGAL SUPPORT

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THON OF PERSONS SUBJECT TO SUBSTREMAS.

party or an anomaly responsible for the issuance and service of a not shall take reasonable steps to evial importing under barden or expense person subject to their proposers. The court on belong at which the subposers is selected their neither this duty and imposes upon the party of alloway in intents. I this duty or appropriate execution which may include, but it not limited to, but appropriate and intents which may include, but it not limited to, but appropriate and intents of the.

- (2) (A) A person communical to produce and person imperium and copying of designated books, papers, decomments in tangible things, in improduce of granises used not appear in person in the plane of production in respective univercum-variety to appear for deposition, leaving or stal.
- (ii) Subject to paragraph (a) (7) of this tills, a person commonded to produce and person improves and copying may, within 14 days after service of authorises of the first the time specified for compliance if and then is less dant if days after service, agree upon the party is advanced estigated in the subjection in improviment of copying of any or sit of the designated establishes or of the promises. If objection is used, the party serving the adoptions and some personal accordance in the promises. If objection is used, the party serving the adoptions and some personal accordance in the provided to improve and story restated to improve the provided some first born and the party serving the subjection and stored. If objection has been such as party arrange the subjection and all provided to comply production. Such as order to comply production. Such as order to comply production and some first party for an affirm of a party for algorithms repeated resulting from the improvious and sopping commonshield.
- (3) (6) Can timely motion, the court by which a subspecies was known that quark or modify the subspecies if it.
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- (i) excuses dischange of a basic some or other conformial appearsh, development, as commercial information, or
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- (1) A person responding to a subpress in produce document that produce them as diegraph to the usual course of business or dual suggestes and business or companies and business or companies with the exergencies in the decreas.
- (2) When inflammation satisfies to a subposera is widered on a claim that it is probleged or subject to proceeding as trial preparation materials, the claim shall be unagened by a description of the same of the decreases, announcement, or being not produced that is sufficient in making becauseding party in content the claim.

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US LEGAL SUPPORT

PASE 23/26

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS

CONNECTULLE,

Plaintiffe.

v

MARK ZUCKERBERG, EDUARDO SAVERIN, DUSTIN MOSKOVITZ, ANDREW MCCOLLUM, CHRISTOPHER HUGHES, and FACEBOOK, INC.,

Defendants.

MARK ZUCKERBERG, and FACEBOOK, INC.,

Countriclaiments,

٧,

CONNECTULLC.

Counterdefendant,

and

CAMERON WINKLEVOSS, TYLER WINKLEVOSS, and DIVYA NARENDRA,

Additional Counterdefendants

CIVIL ACTION NO. 1:04-CV-11923 (DPW)

NOTICE OF SUBPORNA TO JOHN TAVES

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE THAT pursuant to Rules 30 and 45 of the Federal Rules of Civil Procedure Defendant and Counterclaimant Facebook, Inc. will take, by oral examination, the deposition of John Taves, which will commence on October 18, 2006, at 1:00 F.M. at the law offices of Ortick, Herrington & Sutcliffe, LLP, 719 Second Avenue, Seattle, Washington, or at a time and place agreed upon by counsel. The deposition will continue from

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US LEGAL SUPPORT

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day to day notil completed. The testimony of Mr. Taves will be recorded by video, as well as stemographic means including the instant visual display of testimony. The deposition will be taken before an officer authorized by law to administer paths pursuant to Rule 28 of the Federal Rules of Civil Procedure.

PLEASE TAKE FURTHER NOTICE that pursuant to Rule 45 of the Federal Rules of Civil Procedure, Facebook will request that Mr. Taves produce the documents identified in Attachment A to the subposens for inspection and copying at the same date, time and address listed in the subposens. A true and correct copy of the subposens is attached.

Dated: September 26, 2006

Theresa A. Sutton (Admitted Pro Hac Vice)
ORRICK, HERRINGTON & SUTCLIFFE LLP
1000 Mersh Road

Menlo Park, CA 94025 Telephone: (650) 614-7400 Facsimile: (650) 614-7401

PROSKAUER ROSE, LLP One International Plaza, 14th Floor Boston, MA 02110-2600 Telephone: (617) 526-9600 Facsimile: (617) 526-9899

Attorneys for Mark Zuckerberg, Dustin Moskovitz, Andrew McCollum, Christopher Haghes, and Facebook, Inc.

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818-878-9851

US LEGAL SUPPORT

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Attachment A

- All communications that refer to, relate to, or reflect the organization or membership of ConnectU LLC as of September 2, 2004, including all communications with any party representing ConnectU LLC or www.connectu.com.which reflects worked performed for ConnectU LLC or the responsibilities of that party to ConnectU LLC.
- All communications that refer to Divya Narendra (including as a recipient of any such communication) and that summarize, describe, refer or relate to Connectif-LLC, www.connectu.com, or HarvardConnection.
- All communications between you and Harvard Connection; iMarc, LLC; ConnectU, LLC; ConnectU, Inc.; Cameron Winklevoss; Tyler Winklevoss; Howard Winklevoss; and/or Maria Antonelli.
- All communications that summarize, describe or refer to the formation and membership of ConnectU LLC or Harvard Connection.
- All handwritten notes, billing records, emails, electronic communications, or the like, which refer or relate to Connectly LLC, www.connectu.com, www.facebook.com, and/or TheFacebook.
- All hilling or similar records for worked performed for, on behalf of, or by, Harvard Connection, ConnectU LLC, and/or www.connectu.com, including the dates of such work.
- All communications that summarize the role of Winklevoss Consultants, Inc., Winklevoss Technologies, LLC or Winklevoss LLC, to the extent that such communications also concern Harverd Connection, ConnectU LLC or www.connectu.com.

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US LEGAL SUPPORT

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LEGAL SUPPORT
-1 Les Virgenes Road, Suite 100, Calabasas, California 91302
JNE: (818) 878-9227 FAX:(818) 878-9851

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Signed

EXHIBIT B

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US LEGAL SUPPORT

PASE 18/25

PAIN BRIDS

S. LEGAL SUPPORT

4232-1 Las Virgenes Rosd, Suits 160, Calabacae, California 91302
PHONE: (818) 878-9227 FAX:(818) 878-9851

00362462-08

DECLARATION OF CUSTODIAN OF RECORDS RECORDS ON: Commettu D.O.d.: B.S.N.: LOCATION: Pacific Northwest Software Liming the doly supported contention of receirts and having the supporter the records, declare the following:
1. DESCRIPTION OF RECORDS PRODUCED: (Mast pelect at least one)
Medical Billarg Radiological Insurance Employment
Payroll Academic Other
The records were prepared by the personnel of the business in the ordinary course of licemess at or reserves trace of the act, condition, or event.
2. THE RECORDS INDICATED BELOW WERE REQUESTED BUT DO NOT EXIST:
Medical Billing WCAB Recs Insurance Physical Thorapy Signin shears
Employment Pathology reports/materials Prescription/Phormacy Photographs
Videctages Paramedic/Ambitance Psychletric Payroll Academic Xrays
Radiological X Other#scalanation records relating to Requests 1, 2 and 4 on Attachment A
3. IN WHAT MANNER WERE THE PRODUCED RECORDS PREPARED: (Must select at least one)
Data/Computer Generated Typod/Hand Written Notes Summary Regiological
Audio/Video Pathological Other
4. CERTIFICATION OF RECORDS COPIED OR OBTAINED: (Must select at least one)
The produced records is a tree copy of all the records described in the Deposition Subpreme, Subpreme Duces Team or Authorization. Pursuant to Evidence Code Sention 1560(e), the original records described in the Deposition Subpreme Subpreme Duces Team were delivered to the Atterney or the Attorney's representative for copying at the witness' piece of business. X. This following records were omitted or could not be produced at this time for the following reason: Records relating to Requests 3, 5, 6 and 7 - see separate objection; a motion for protective 5. CERTIFICATION OF NO RECORDS: (Must Saler) at least one)
X A thorough search at our files, partied but under my direction revealed no documents, reports or other markets called for in the Subpoens or Aughorization (Relating to Requests 1, 2 and 4)
Existing records not within the sine limitation set torch in the request.
All records have been destroyed in accordance with our document retention policy.
Under panalty of perjuly and under the laws of California, I the CUSTOBIAN of RECORDS. declare that the foregoing is prescent correct. Date: 10/17/06 City Reduced Washington Signature Print name to the Taves Signed for the
(OFFICE USE ONLY) CERTIFICATION OF PROFESSIONAL PHOTOCOPIER 1, the undersigned, declare that I made take copies of all of the original records that were given to me by the Custodian of Records at the above named location. I declare under penalty of perjury that the foregoing is true and correct.
Executed on California
Prior came 55goed

818-979-9851 . 10t 65

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PAGE 28/25

LEGAL SUPPORT
Thes Virgones Road, Suite 100, Calabases, California 91302
JNE: (818) 878-9227 FAX:(818) 878-9851

00362462-04

		CUSTODIAN OF RECOR	DS
RECORDS (Mr. Co	onachi S.S.N.:	LOCATION: John Taves	
	authorized custodian of re	scords and having the authority to	certify the records.
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5. CERTIFICATIO	on of no records:	(Must Select at least one)	order will be filed
renords or oth	er material called for in the	out under my direction revealed no e Subpoens or Authorization. (Rel	documents, ating to Requests 1, 2 and 4)
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OFFICE USE ON	LY) CERTIFICATION (OF PHOFESSIONAL PHOTOC	OPIER
i, the undersignari, i	declare that I made the co Records at the above had	opies of all of the original records ined location. I declars under pens	that were given to me
Executed on	TV E NEXT AND THE NAME AND AND STATE OF THE PERSON OF THE		Cabiorsia
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Print name		Signed	